In the High Court of Punjab and Haryana, Chandigarh

CWP No. 14986 of 2006

Date of Decision: October 19, 2006

Ram Krishana Srivastava

…Petitioner

Versus

State of Haryana and others

…Respondents

CORAM: HON'BLE MR. JUSTICE M.M. KUMAR

HON'BLE MR. JUSTICE M.M.S. BEDI

PRESENT: Mr. Anuraag Goyal, Advocate,
for the petitioner.

JUDGMENT

M.M. KUMAR, J. (Oral)

This petition filed under Article 226 of the Constitution prays for issuance of a writ in the nature of certiorari quashing order dated 6.9.2006 (P-4) whereby the petitioner has been transferred from Government High School, Sikri, Karnal to Government Middle School, Bairsal, Karnal. A further prayer has been made to direct the respondents to allow the petitioner to continue at his present place of posting i.e. Government High School, Sikri, Karnal. It is appropriate to mention here that the petitioner has already preferred a representation dated 13.9.2006 (P-5) against the aforementioned

impugned order. The Headmaster of the Government High School, Sikri, Karnal, vide his letter dated 13.9.2006 (P-6) pointed out to respondent No. 2 that the petitioner had already joined at the aforementioned School on 5.8.2006 in pursuance to earlier order dated 20.7.2006 (P-1) and in the subsequent order dated 6.9.2006 he has been wrongly shown to be under transfer. The Headmaster has further pointed out that in view of the strength of students and on the basis of work load, the petitioner cannot be relieved.

In view of above, without going into the merits of the case, we deem it just and appropriate to direct respondent No. 2 to take cognizance of the representation dated 13.9.2006 (P-5) sent by the petitioner and decide the same expeditiously preferably within a period of four weeks from the date a certified copy of this order is presented to him, in light of the letter dated 13.9.2006 (P-6) sent by the Headmaster of Government High School, Sikri, Karnal. It shall be appreciated if a speaking order is passed.

Petition stands disposed of in the above terms.

(M.M. KUMAR)
JUDGE

(M.M.S. BEDI)
JUDGE

October 19, 2006
Pkapoor